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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

HOWARD L. HOWELL, Lead Plaintiff,
ELLISA PANCOE, Individually and on
Behalf of All Others Similarly Situated,

Plaintiffs,

v.

JB I, INC., f/k/a 310 HOLDINGS, INC.,
JOHN BORDYNUIK, and RONALD
BALDWIN, JR.,

Defendants.

Case No. 3:11-CV-00545-RCJ-WGC

**PLAINTIFFS' NOTICE OF MOTION AND CONSENTED TO MOTION FOR ENTRY OF
ORDER PRELIMINARILY APPROVING SETTLEMENT AND ESTABLISHING
NOTICE PROCEDURES**

Lead Plaintiff Howard L. Howell and Plaintiff Ellisa Pancoe (collectively “Plaintiffs”) respectfully move this Court for entry of an Order: (a) preliminarily approving the Proposed Settlement; (b) provisionally certifying a Settlement Class; (c) approving the form and method for giving notice as provided in the Stipulation of Settlement; and (d) scheduling a final approval hearing for a date at the Court’s convenience. The Defendants consent to the relief requested by this motion.

This motion is based on this Notice of Motion, the supporting Memorandum of Points and Authorities, the [Proposed] Order submitted concurrently herewith, the argument of counsel, all pleadings, records and papers on file herein, and such other matters that may be presented to the Court.

DATED: September 10, 2013

GLANCY BINKOW & GOLDBERG LLP

By: s/ Ex Kano S. Sams II
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**PROOF OF SERVICE BY ELECTRONIC POSTING
AND BY MAIL ON ALL KNOWN NON-REGISTERED PARTIES**

I, the undersigned, say:

I am a citizen of the United States and am employed in the office of a member of the Bar of a United States District Court. I am over the age of 18 and not a party to the within action. My business address is 1925 Century Park East, Suite 2100, Los Angeles, California 90067.

On September 10, 2013, I caused to be served the following document:

**PLAINTIFFS' NOTICE OF MOTION AND CONSENTED TO MOTION FOR
ENTRY OF ORDER PRELIMINARILY APPROVING SETTLEMENT AND
ESTABLISHING NOTICE PROCEDURES**

By posting this document to the ECF Website of the United States District Court for the District of Nevada, for receipt electronically by the parties listed on the attached Court's Service List and by U.S. Mail on any known non-ECF registered parties.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on September 10, 2013, at Los Angeles, California.

s/ Ex Kano S. Sams II
Ex Kano S. Sams II

Mailing Information for a Case 3:11-cv-00545-RCJ-WGC

Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

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Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

- (No manual recipients)